



Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes Committee of the Whole

100 East Erie Street
Chicago, IL 60611

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Commissioner Patricia Horton, Vice-President Barbara J. McGowan, Commissioner Kathleen Therese Meany, Chairman of Finance Cynthia M. Santos, Commissioner Debra Shore, Commissioner Mariyana T. Spyropoulos, President Terrence J. O'Brien

Thursday, January 19, 2012

10:05 AM

Board Room

Call Meeting to Order

President Terrence J. O'Brien presiding, called the meeting to order at 10:05 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Patricia Horton; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; and Terrence J. O'Brien

Finance Committee

Report

- 1 [12-0082](#) Report on investments purchased during December 2011

 Attachments: [Inv Purch 2011-12 att.pdf](#)

 Recommended

- 2 [12-0083](#) Report on the investment interest income during December 2011

 Attachments: [Inv Int Inc 2011-12 att.pdf](#)

 Recommended

- 3 [12-0084](#) Report on investment inventory statistics at December 31, 2011

 Attachments: [Inv Stat 2011 Q4 Inv.pdf](#)
 [Inv Stat 2011 Q4 Fin Mkt.pdf](#)

 Recommended

- 4 [12-0085](#) Report on payment of principal and interest for outstanding District bonds due on January 1, 2012

Attachments: [DS 2012-01 att.pdf](#)

Recommended

Authorization

- 5 [12-0059](#) Authorization to Amend Board Order of August 11, 2011, for Authority to add Project 11-776-31, Roof Replacement at the Kirie Water Reclamation Plant (WRP), to the Capital Improvements Bond Fund, estimated cost of the project is \$135,000.00, Agenda Item No. 11, File No. 11-0925
Recommended
- 6 [12-0086](#) Authority to Transfer up to \$250,200,000.00 from the Corporate Working Cash Fund to Finance Corporate Fund Operations of the District in the Year 2012, Pursuant to the Provisions of 70 ILCS 2605/9b
Recommended
- 7 [12-0087](#) Authority to Transfer up to \$20,600,000.00 from the Construction Working Cash Fund to Finance Construction Fund Operations of the District in the Year 2012, Pursuant to the Provisions of 70 ILCS 2605/9c
Recommended
- 8 [12-0088](#) Authority to Transfer up to \$19,000,000.00 from the Stormwater Management Working Cash Fund to Finance Stormwater Management Fund Operations of the District in the Year 2012, Pursuant to the Provisions of 70 ILCS 2605/9e
Recommended
- 9 [12-0089](#) Authority to Transfer \$12,400,000.00 from the Corporate Fund to the Metropolitan Water Reclamation District Retiree Health Care Trust (101-25000-601250)
Recommended
- 10 [12-0090](#) Authority to Transfer \$25,000,000.00 earned interest income from the Capital Improvements Bond Fund, \$1,000,000.00 earned interest income from the Corporate Working Cash Fund, and \$2,000,000.00 earned interest from the Stormwater Working Cash Fund, to the Bond and Interest Fund, in the amount of \$28,000,000.00, pursuant to the provisions of 70 ILCS 2605/5.9
Recommended
- 11 [12-0091](#) Authority to Transfer \$30,000,000.00 from the Bond and Interest Fund to the Metropolitan Water Reclamation District Retirement Fund pursuant to the provisions of 70ILCS 2605/5.9
Recommended

Procurement Committee

Report

- 12 [12-0073](#) Report on advertisement of Request for Proposal 12-RFP-10 Purchase and Configuration of Help Desk Software, estimated cost \$25,000.00, Account 101-27000-623800, Requisition 1336508

Recommended

- 13 [12-0074](#) Report on advertisement of Request for Proposal 12-RFP-09 Purchase, Installation and Configuration of Cellular Devices, Accessories and Cellular Communications Services, estimated cost \$1,204,000.00, Accounts 101-27000-612210, 623850 Requisition 1336523

Recommended

- 14 [12-0093](#) Report of bid opening of Tuesday, January 10, 2012

Recommended

Authorization

- 15 [12-0092](#) Authorization to amend Board Order of December 15, 2011, regarding authority for award Contract 06-839-3E, TARP Radio Upgrade and Backup Repeater CSA, SSA, NSA, to Divane Bros. Electric Company, in an amount not to exceed \$4,419,00.00, Accounts 401-50000-645600, 645700, Requisition 1326600 Agenda Item No. 44, File No. 11-1542

Recommended

Authority to Advertise

- 16 [12-0071](#) Authority to advertise Contract 12-924-11 Furnish, Deliver and Install Fire Detection System at the Westchester Pumping Station, estimated cost \$30,000.00, Account 101-69000-612780, Requisition 1334540

Recommended

- 17 [12-0097](#) Authority to advertise Contract 12-625-11 Diving Services at Various Locations, estimated cost \$90,000.00, Account 101-66000-612490, Requisition 1332571

Recommended

- 18 [12-0106](#) Authority to advertise Contract 12-435-11 Furnish, Deliver, and Install Kitchen Equipment in the Main Office Building Cafeteria, estimated cost \$42,500.00, Account 101-15000-623990, Requisition 1333467 (*Deferred from the January 5, 2012 Board Meeting*)

Deleted by the Executive Director

A motion was made by Cynthia M. Santos, seconded by Kathleen Therese Meany, authorizing the Executive Director to delete this item. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

Issue Purchase Order

- 19 [12-0095](#) Issue purchase order and enter into an agreement with National Compressor Services, LLC, to Rebuild One Norwalk Type YH-60 Compressor at the Kirie Water Reclamation Plant, in an amount not to exceed \$73,340.00, Account 201-50000-645650, Requisition 1330867

Recommended

- 20 [12-0099](#) Issue purchase order and enter into an agreement with Alfa Laval, Inc., to Rebuild Four Centrifuge Rotating Assemblies and Gearboxes at the Egan Water Reclamation Plant, in an amount not to exceed \$680,000.00, Account 201-50000-645750, Requisition 1332605

Recommended

- 21 [12-0100](#) Issue purchase orders and enter into agreements for Contract 12-RFP-03 State Legislative Consulting Services, with Charles R. Vaughn, in an amount not to exceed \$21,000.00, and Ado Leo Rugai, Attorney and Counselor at Law, in an amount not to exceed \$21,000.00, Account 101-11000-601170, Requisition 1327784

Deleted by the Executive Director

- 22 [12-0102](#) Issue purchase order to System Solutions, Inc., to Furnish and Deliver VMware Support & Subscription (SnS), in an amount not to exceed \$37,679.79, Account 101-27000-612820, Requisition 1333463

Recommended

Award Contract

- 23 [12-0094](#) Authority to award Contract 12-012-11, Furnish and Deliver Paint, Brushes, Solvents and Stains to Various Locations, for a One (1) Year Period, Groups A and B, to The Indecor Group Inc., in an amount not to exceed \$58,118.67, Account 101-20000-623190

Recommended

Increase Purchase Order/Change Order

- 24 [12-0072](#) Authority to increase purchase order to Avaya Inc., to Furnish and Deliver scheduled and non-scheduled maintenance, programming assistance, system upgrades and enhancements in an amount of \$242,578.89, from an amount of \$1,218,000.00, to an amount not to exceed \$1,460,578.89, Account 101-27000-612840 Purchase Order 3046979

Deleted by the Executive Director

- 25 [12-0075](#) Authority to increase purchase order and amend the agreement with the law firm of Beveridge & Diamond, P.C. to represent the District in connection with *Natural Resources Defense Council, Inc. et al. v. Metropolitan Water Reclamation District of Greater Chicago*, Case No. 11-CV-2937, in an amount of \$450,000.00, from an amount of \$400,000.00, to an amount not to exceed \$850,000.00, Account 101-30000-601170, Purchase Order 3069593

Attachments: [C.O. Beveridge & Diamond 1.19.12.pdf](#)

Deferred to the afternoon session by Mariyana T. Spyropoulos

- 26 [12-0076](#) Authority to increase Contract 93-232-2M Hydraulic Improvements at the Calumet Water Reclamation Plant, to IHC Construction/FHP Tectonics, Joint Venture, in an amount of \$30,835.11, from an amount of \$123,737,489.31, to an amount not to exceed \$123,768,324.42, Accounts 401-50000-645650 and 645750, Purchase Order 5000623

Attachments: [CO 93-232-2M.pdf](#)

Recommended

- 27 [12-0077](#) Authority to increase Contract 04-203-4F, Final Reservoir Preparation, Thornton Composite Reservoir, Calumet Service Area, to Walsh/II in One, Joint Venture, in an amount of \$115,103.71, from an amount of \$50,762,649.65, to an amount not to exceed \$50,877,753.36, Account 401-50000-645600, Purchase Order 5001224

Attachments: [CO 04-203-4F.pdf](#)

Recommended

- 28 [12-0078](#) Authority to increase Contract 01-198-AD Demolition of Sludge Disposal Building and Rehabilitation of Pump and Blower House and Coarse Screen Building at the Stickney Water Reclamation Plant, to IHC Construction Companies, LLC, in an amount of \$89,593.47, from an amount of \$30,924,966.63, to an amount not to exceed \$31,014,560.10, Accounts 101-50000-612680, 401-50000-645680, and 645780, Purchase Order 5000961
- Attachments:** [CO 01-198-AD.pdf](#)
- Recommended**
- 29 [12-0079](#) Authority to increase Contract 07-168-3P Scum Concentration, Centrifuge Building, Preliminary & Imhoff Tanks, Elevator Improvements, Diffuser Plates and Trailer Replacement, Stickney Service Area, LASMA to IHC Construction Companies, LLC, in an amount not to exceed \$234,595.72, from an amount of \$22,780,366.55, to an amount not to exceed \$23,014,962.27, Accounts 401-50000-645750 and 645780, Purchase Order 5001198
- Attachments:** [CO 07-168-3P.pdf](#)
- Recommended**
- 30 [12-0080](#) Authority to increase Contract 07-220-3P Primary Settling Tanks and Grit Removal Facilities, Calumet Water Reclamation Plant, to F.H. Paschen/S.N. Nielsen/IHC Construction Joint Venture, in an amount of \$472,934.26, from an amount of \$232,650,647.21, to an amount not to exceed \$233,123,581.47, Account 401-50000-645650, Purchase Order 5000954
- Attachments:** [CO 07-220-3P.pdf](#)
- Recommended**
- 31 [12-0081](#) Authority to increase Contract 04-201-4F Tollway Dam, Grout Curtain and Quarry Plugs, Thornton Composite Reservoir, Calumet Service Area, to F.H. Paschen, S.N. Nielsen and Associates LLC, and Cabo Construction Corporation, Joint Venture, in an amount of \$40,293.71, from an amount of \$71,491,674.11, to an amount not to exceed \$71,531,967.82, Account 401-50000-645620, Purchase Order 5001105
- Attachments:** [CO 04-201-4F.pdf](#)
- Recommended**
- 32 [12-0096](#) Authority to increase purchase order and amend the agreement with Dresser Industries, Inc., et al, Dresser-Rand Company, for services and parts for the Dresser-Clark centrifugal compressor system (blowers) for the Stickney Water Reclamation Plant, in an amount of \$94,000.00, from an amount of \$335,000.00, to an amount not to exceed \$429,000.00, Account 101-69000-612650, Purchase Order 3068719
- Recommended**

- 33 [12-0098](#) Authority to increase purchase order and amend the agreement with AT&T Mobility National Accounts LLC, for Contract 08-RFP-11 for the Purchase, Installation and Configuration of Cellular Telephones, Accessories and Wireless Communications Services in an amount of \$72,827.80, from an amount of \$606,000.00, to an amount not to exceed \$678,827.80, Account 101-27000-612210, Purchase Order 3054860

Recommended
- 34 [12-0101](#) Authority to decrease Contract 11-866-11, Security Services at Fulton County, Illinois, to Elam Private Detective, Inc., in an amount of \$65,317.67, from an amount of \$265,915.66, to an amount not to exceed \$200,597.99, Account 101-68000-612490, Purchase Order 5001246

Recommended
- 35 [12-0105](#) Authority to decrease purchase order and amend agreement with Mr. James T. Dencek for administrative services for the Board of Commissioners, in an amount of \$38,180.92, from an amount of 120,000.00 to an amount not to exceed \$81,819.08. Account 101-11000-601170, Purchase order 3066744

Recommended

Affirmative Action Committee

Report

- 36 [12-0107](#) Report on award of projects with Affirmative Action goals approved by the Board of Commissioners during 2011

Attachments: [Affirm Acti 2011 Quarterly Report AA Section 4th Q Awards - Revised](#)

Recommended

Engineering Committee

Report

- 37 [12-0069](#) Report on change orders authorized and approved by the Director of Engineering during the month of December 2011

Attachments: [CO December 2011.pdf](#)
 [CO Status.pdf](#)

Recommended

Authorization

- 38 [12-0068](#) Authority to approve and execute permits from the Forest Preserve District of Cook County for Contract 06-158-3S, Des Plaines River Intercepting Sewer Rehabilitation, SSA (ROW File No. 8).

Recommended

Judiciary Committee

Authorization

- 39 [12-0054](#) Authority to settle the Workers' Compensation claims of Frank Pucher v. MWRDGC, Claim Nos. 0200003589, 0200003679, and 0200004033, in the sum of \$43,384.73. Account 901-30000-601090 *(As Revised)*

Recommended

- 40 [12-0061](#) Authority to settle the Workers' Compensation claim of Earl Ebers v. MWRDGC, Case No. 10 WC 29080, Illinois Workers' Compensation Commission, in the sum of \$50,425.00. Account 901-30000-601090

Recommended

- 41 [12-0062](#) Authority to settle the Workers' Compensation claim of Andrea Mucino v. MWRDGC, Case No. 11 WC 014113, Illinois Workers' Compensation Commission (IWCC), in the sum of \$28,323.56. Account 901-30000-601090

Recommended

Maintenance & Operations Committee

Authorization

- 42 [12-0064](#) Authority to issue a one-year lease to co-lessees Hummel Plastering, Inc., and Mr. John Gorsuch to farm tract 5, located in Fulton County, Illinois

Recommended

Pension, Human Resources & Civil Service Committee

Report

- 43 [12-0063](#) Report on the Chicago Public Schools' award to the District for providing outstanding work-based learning experiences for Chicago Public Schools' Career and Technical Education students and for participating in the 2010-2011 work-based learning program.

Recommended

- 44 [12-0066](#) 2011 Annual Report of the Civil Service Board

Attachments: [2011 CSB rpt attachment.pdf](#)

Recommended

Authorization

- 45 [12-0065](#) Authority to issue payment to Cavanaugh & Associates for specialized medical services in the amount of \$6,400.00, Account 101-25000-612260

Recommended

Real Estate Development Committee

Authorization

- 46 [12-0060](#) Authority to issue a check payable to Material Service Corporation in the amount of \$212,474.34 as reimbursement of the District's pro rata share of the Second Installment of the year 2010 Real Estate Taxes paid by it for the Lower West Lobe of the Thornton Quarry, Thornton Composite Reservoir, Project 77-235-2F (401-50000-645620).

Recommended

- 47 [12-0108](#) Authorization to commence statutory procedures to lease approximately 0.82 acres of District real estate located at 536 Sheridan Road in Wilmette, Illinois; North Shore Channel Parcel 1.01 and to waive the North Shore Channel Resolution and the Waterway Strategy Resolution.

Attachments: [01-19-12 Bahai Temple.pdf](#)

Recommended

- 48 [12-0109](#) Authority to commence statutory procedures for a 10-year lease of approximately 4,300 square feet of improved District real estate located at Irving Park Road and Long Meadow Lane in Hanover Park.

Attachments: [01-19-12 RBS Citizens.pdf](#)

Recommended

- 49 [12-0114](#) Authority to grant a 25-year, non-exclusive 30-foot x 300-foot easement to the City of Crest Hill to continue to maintain, repair and operate a paved effluent outfall pipe on a portion of District Main Channel Parcel 13.04 in Crest Hill, Illinois. Consideration shall be a nominal fee of \$10.00.

Attachments: [01-19-12 City of Crest Hill.pdf](#)

Recommended

- 50 [12-0115](#) Authority to grant a 25-year, non-exclusive 400' x 15' easement to the Township of Elk Grove to continue to operate, maintain and remove a sanitary outfall sewer on District real estate located west of Elmhurst Road, south of I-90, and south of the O'Hare CUP Reservoir. Consideration shall be \$10.00.

Attachments: [01-19-12_Elk Grove Township.pdf](#)

Recommended

- 51 [12-0116](#) Authority to issue a 90-day permit to NuStar Energy to continue to use 0.50 acres of District real estate located near 131st Street and Kedzie Avenue in Blue Island and known as Cal-Sag Channel Parcel 13.02 to operate a barge dock and ancillary pipelines. Consideration shall be a lump sum payment of \$77,000.00 and a permit fee of \$7,000.00. (*Deferred from the December 15, 2011 and January 5, 2012, Board Meetings*) (*As Amended*)

Attachments: [01-19-12_NuStar Energy.pdf](#)

A motion was made by Michael A. Alvarez, seconded by Barbara J. McGowan, that this Agenda Item be Deferred. Motion carried by Roll Call 9:0

A motion was made by Michael A. Alvarez, seconded by Mariyana T. Spyropoulos, that the Deferral be lifted. Motion carried by Roll Call 9:0

A motion was made to amend the board transmittal letter to authorize a 90-day permit to NuStar Energy

A motion was made by Cynthia M. Santos, seconded by Patricia Horton, that this Agenda Item be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

- 52 [12-0117](#) Authority to issue a 5-year permit to the City of Des Plaines to continue to maintain a "Welcome to the City of Des Plaines" sign located at the southeast corner of Oakton Street and Elmhurst Road on the site of the District's James C. Kirie Water Reclamation Plant in Des Plaines, Illinois. Consideration shall be a nominal fee of \$10.00.

Attachments: [01-19-12_City of Des Plaines.pdf](#)

Recommended

- 53 [12-0118](#) Authority to issue a 3-year permit to the Illinois Environmental Protection Agency to use a 10' x 10' area of District land to construct, monitor, maintain and remove an ambient air monitor at the District's aeration station site located at 127th Street and State Streets in Chicago, Illinois. Consideration shall be \$10.00.

Attachments: [01-19-12_IEPA.pdf](#)

Recommended

Miscellaneous & New Business

Resolution

- 54 [12-0103](#) RESOLUTION sponsored by the Board of Commissioners recognizing the month of February 2012 as Black History Month

Recommended

- 55 [12-0104](#) RESOLUTION sponsored by the Board of Commissioners honoring the Reverend Dr. Martin Luther King, Jr.

Recommended

Additional Agenda Items

- 56 [12-0067](#) Authority to add Project 11-193-3P, Fine Screens Replacement, Stickney Water Reclamation Plant, to the Engineering Department Capital Improvement Program and the Capital Improvements Bond Fund, estimated cost of the project is \$5,500,000.00

Recommended

- 57 [12-0119](#) Authority to increase purchase order to AT&T Corp. to Furnish and Deliver OPT-E-MAN lines in an amount of \$80,807.02, from an amount of \$1,950,000.00, to an amount not to exceed \$2,030,807.02, Accounts 101-27000-601170, 612210, 612490, Purchase Order 3066012

Deleted by the Executive Director

- 58 [12-0120](#) MOTION to appoint Hearing Officers for 2012

A motion was made by Cynthia M. Santos, seconded by Kathleen Therese Meany, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Patricia Horton, Barbara J. McGowan, Kathleen Therese Meany, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Terrence J. O'Brien

- 59 [12-0121](#) Authority to decrease purchase order and amend the agreement with Carmen Group Inc., for Professional Federal Program Services in an amount of \$2.08, from an amount of \$522,000.00, to an amount not to exceed \$521,997.92, Account 101-15000-601170, Purchase Order 3066835

Deleted by the Executive Director

- 60 [12-0123](#) Issue purchase order to Risk Management Resources, Inc. for Furnishing Coverage for Blanket Public Employee Faithful Performance Bond, Blanket Public Employee Dishonesty Bond and Depositor's Forgery Insurance in an amount not to exceed \$34,782.00, Account 101-30000-612290, Requisition 1333895

Recommended

Approval of the Consent Agenda with the exception of Items:18, 21, 24, 25, 51, 57, 58 and 59

President O'Brien called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Frank Avila, seconded by Cynthia M. Santos. President O'Brien called for any objections. No objections were voiced. Motion carried.

Executive Session

A motion was made by Mariyana T. Spyropoulos, seconded by Kathleen Therese Meany, that an executive session be held for the Committee on Judiciary to discuss one matter of pending litigation. Motion carried by roll call 9:0

A motion was made by Cynthia M. Santos, seconded by Kathleen Therese Meany, that an executive session be held for the Committee on Pension, Human Resources and Civil Service to discuss the discipline, performance or dismissal of specific employees. Motion carried by roll call 9:0

Adjournment

The Committee of the Whole meeting of January 19, 2012 was adjourned at 10:40 a.m.

**/s/ Jacqueline Torres
Clerk**